

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 18-1292

September Term, 2019

SEC-Rel34-84432

Filed On: February 18, 2020 [1829014]

The NASDAQ Stock Market, LLC,

Petitioner

v.

Securities and Exchange Commission,

Respondent

Securities Industry and Financial Markets
Association,

Intervenor

Consolidated with 18-1293

BEFORE: Circuit Judges Millett and Wilkins, and Senior Circuit Judge Sentelle

COURTROOM MINUTES OF ORAL ARGUMENT

PROCLAMATION BEING MADE, the Court opened on February 18, 2020 at 11:20 a.m. The cause was heard as case No. 2 of 3 and argued before the Court by:

Thomas G. Hungar, counsel for Petitioner The NASDAQ Stock Market LLC.

Douglas W. Henkin, counsel for Petitioner NYSE Arca, Inc.

Dominick V. Freda (SEC), counsel for Respondent.

Carter G. Phillips, counsel for Intervenor.

AT ARGUMENT, the Court:

Ordered to submit:

- X 1. Letter from NYSE ARCA with citation to the case Navistar.
 2. Letter from SEC on how the petition for rulemaking operates under 15 U.S.C. Sec. 78f

FOR THE COURT:
Mark J. Langer, Clerk

BY: /s/
 Shana E. Thurman
 Deputy Clerk